THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

W.P.No.3248 of 2006

DATED:21.02.2006

BETWEEN:

G. Papa Rao ..Petitioner

And

The Secretary, Regional Transport Authority, Visakhapatnam, Visakhapatnam District and others ..Respondents

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ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Transport.

This writ petition is filed questioning the seizure of the petitioner's motor vehicle i.e. road roller bearing No.AP-32-B-1857 on 19.01.2006 by the second respondent.

The check report prepared at the time of seizure of the vehicle in question discloses that there are certain allegations with regard to violation of the provisions of the Motor Vehicles Act and Rules made thereunder.

With regard to the allegations made, it is for the first respondent to conduct enquiry into those allegations and pass final orders. As the enquiry takes some time, I dispose of the writ petition directing the respondents to release the motor vehicle in question on condition of the petitioner depositing Rs.5,000/- (Rupees five thousand only) and also on furnishing an undertaking that he will not alienate, transfer or encumber the vehicle in question till the final orders are passed by the first respondent pursuant to the seizure. It is made clear that the amount deposited and undertaking given by the petitioner are subject to the final orders to be passed by the first respondent in the enquiry.

Subject to the above direction, the writ petition is disposed of at the stage of admission.

21.02.2006

NOTE: Furnish C.C. by 22.02.2006

(B/o) GJ